



PATENT
Attorney Docket No. **UM-06617**
IDS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael D. Uhler
Serial No.: 09/960,454 Group No.: 1636
Filed: 09/21/01 Examiner: Nguyen, Quang
Entitled: **Surface Transfection And Expression
Procedure**

INFORMATION DISCLOSURE STATEMENT **RECEIVED**
MAR 08 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **March 1, 2004**.

By: Mary Ellen Waite

Sir or Madam:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

The following US patent applications are related to the present application:

- US Application No. 10/002,802 Uhler, et al., Surface Transfection And Expression Procedure; and
- US Application No. 10/123,435 Uhler, et al., Surface Transfection And Expression Procedure.

The following printed publications are referred to in the body of the specification:

- Amundson, et al., Fluorescent cDNA microarray hybridization reveals complexity and heterogeneity of cellular genotoxic stress responses, *Oncogene*, 18(24):3666 (1999);
- Bally, et al., Biological barriers to cellular delivery of lipid-based DNA carriers, *Adv Drug Deliv Rev*, 38(3):291 (1999);
- Baron, et al., Generation of conditional mutants in higher eukaryotes by switching between the expression of two genes, *Proc Natl Acad Sci U S A*, 96(3):1013 (1999);
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- Brunner, et al., Cell cycle dependence of gene transfer by lipoplex, polyplex and recombinant adenovirus, *Gene Ther*, 7(5):401 (2000);
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- Antonyak, et al., Constitutive activation of c-Jun N-terminal kinase by a mutant epidermal growth factor receptor, *J Biol Chem*, 273(5):2817 (1998);
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- US 4683195 (issued 07/28/87) Mullis, et al., Process for amplifying, detecting, and/or cloning nucleic acid sequences;
- US 4683202 (issued 07/28/87) Mullis, et al., Process for amplifying nucleic acid sequences;
- US 4965188 (issued 10/23/90) Mullis, et al., Process for amplifying, detecting, and/or cloning nucleic acid sequences using a thermostable enzyme;
- US 5352605 (issued 10/04/94) Fraley, et al., Chimeric genes for transforming plant cells using viral promoters;
- US 5584807 (issued 12/17/96) McCabe, Gas driven gene delivery instrument;
- US 5618682 (issued 04/08/97) Scheirer, Bioluminescence measurement system;
- US 5674713 (issued 10/17/97) McElroy, et al., DNA sequences encoding coleoptera luciferase activity;
- US 5976796 (issued 11/02/99) Szalay, et al., Construction and expression of renilla luciferase and green fluorescent protein fusion genes;
- US 6074859 (issued 09/13/00) Hirokawa, et al., Mutant-type bioluminescent protein, and process for producing the mutant-type bioluminescent protein; and
- WO 9514098 (published 05/26/95) Cui Decai (CN); Chimeric Regulatory Regions and Gene Cassettes for Expression of Genes in Plants.
- WO 01/20015 (published 3/22/01) (Application No. PCT/US00/25457)

Whitehead Institute for Biomedical Research, "Reverse Transfection Method."

The following additional publications are listed in the International Search Report of the corresponding PCT application No: PCT/US01/50426, a copy of which is also included:

- Wagner, et al. (1992) Influenza virus hemagglutinin HA-2 N-terminal fusogenic peptides augment gene transfer by transferrin-polylysine-DNA complexes: toward a synthetic virus-like gene-transfer vehicle, Proc Natl Acad Sci U S A, 89(17):7934;
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- US5837533 (issued 11/17/98) American Home Products (US), Complexes comprising a nucleic acid bound to a cationic polyamine having an endosome disruption agent;
- WO 99/51773 (published 10/14/99) Phylos Inc (US), Addressable Protein Arrays.
- WO 00/05339 (published 02/02/00) Canham Leigh Trevor (GB); SECR Defence (GB), Transferring Materials into Cells Using Porous Silicon; and
- EP0900849 (published 03/10/99) Shanghai Cancer Inst (CN), Receptor-Mediated Gene Transfer System for Targeting Tumor Gene Therapy;

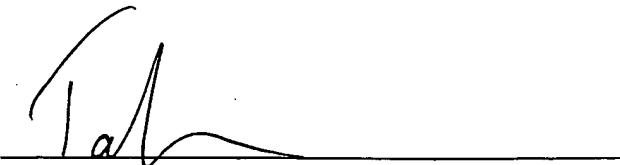
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- U.S. 5,654,185, Palsson, "Methods, Compositions, and Apparatus for Cell Transfection."
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- U.S. 5,811,274, Palsson, "Methods, Compositions, and Apparatus for Cell Transfection."
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- U.S. 5,998,136 (issued 12/07/99) Kamb, "Selection systems and methods for identifying genes and gene products involved in cell proliferation."
- U.S. 6,060,240 (issued 05/09/00) Kamb and Feldhaus, "Methods for measuring relative amounts of nucleic acids in a complex mixture and retrieval of specific sequences therefrom."
- WO 98/53103 (published 11/26/98) Chenchik et al., "Nucleic acid arrays."
- WO 99/55886 (published 11/04/99) Genova Pharmaceuticals Corp (US/US), "Function-based gene discovery."
- WO 99/58664 (published 11/18/99) McKernan et al., "Solid phase technique for selectively isolating nucleic acids."

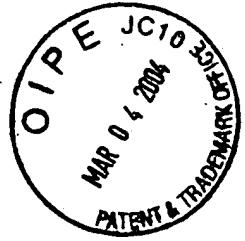
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This Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these citations constitutes prior art.

Dated: March 1, 2004



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PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael D. Uhler
Serial No.: 09/960,454
Filed: 09/21/2001
Entitled: Surface Transfection And Expression Procedure

Group No.: 1636
Examiner: Nguyen

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

MAR 08 2004

Assistant Commissioner for Patents
Washington, D.C. 20231

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By: 

Mary Ellen Waite

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A check for \$180.00 is also enclosed pursuant to 37 C.F.R. § 1.17(p) for filing this Information Disclosure Statement after three months as set forth in C.F.R. § 1.97(c).

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: March 1, 2004


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FORM PTO-1449 (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT <small>(Use Reverse Side If Necessary)</small> (37 CFR § 1.98(b))				U.S. Department of Commerce Patent and Trademark Office	Attorney Docket No.: UM-06617	Serial No.: 09/960,454
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Examiner Initials	Cite No.	Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date
	1	4,683,195	07/28/87	Mullis <i>et al.</i>	435	6	02/07/86
	2	4,683,202	07/28/87	Mullis <i>et al.</i>	435	91	10/25/85
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	5	5,584,807	12/17/96	McCabe	604	71	01/20/95
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FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS

		Document Number	Publication Date	Country / Patent Office	Class	Subclass	Translation	
							Yes	No
✓	19	WO 95/14098	5/26/95	PCT				
	20	WO 01/20015	3/22/01	PCT				
✓	21	WO 99/51773	10/14/99	PCT				
✓	22	WO 00/05339	02/02/00	PCT				
✓	23	0900849	3/10/99	EP				
✓	24	WO 98/53103	11/26/98	PCT				
✓	25	WO 99/55886	11/04/99	PCT				
✓	26	WO 99/58664	11/18/99	PCT				

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FORM PTO-1449 (Modified)			U.S. Department of Commerce Patent and Trademark Office	Attorney Docket No.: UM-06617	Serial No.: 09/960,454
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Several Sheets if Necessary) (37 CFR § 1.98(b))			Applicant: Michael D. Uhler Filing Date: 09/21/2001 Group Art Unit:		

OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)

27	Amundson, et al., Fluorescent cDNA microarray hybridization reveals complexity and heterogeneity of cellular genotoxic stress responses, <i>Oncogene</i> , 18(24):3666 (1999)
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(37 CFR § 1.98(b))			Filing Date: 09/21/2001	Group Art Unit:

OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)

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